

# **Exhibit 8**

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1 Dreeste - Direct - Mr. Brickman

2 said, I asked her first did she ever  
3 respond to this email.

4 THE CHAIRMAN: I missed that. My  
5 apologies.

6 A. I did not.

7 Q. Do you know whether Ms. Rosado  
8 ever responded to this email?

9 A. I don't know.

10 Q. Did you instruct her to respond  
11 to this email when she showed it to you?

12 A. I don't remember.

13 Q. And just so we're clear, you were  
14 aware at least this time, looking at the  
15 third line, that he had accused BGC of  
16 false accounting, correct?

17 A. He had accused BGC of false  
18 accounting.

19 Q. And if you look at the second  
20 paragraph, one, two, four lines up, he  
21 called it "accounting fraud." You see  
22 that?

23 A. Yes.

24 Q. Now at or about the time this  
25 happened -- well, let's go back.

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1 Dreste - Direct - Mr. Brickman

2 On February 23rd, it's correct,  
3 is it not, Ms. Dreste, that you handed  
4 Simon a copy of the written warning and  
5 asked him to sign it, correct?

6 A. At the time, yes, and then we  
7 discussed it and in an attempt to move  
8 forward we withdrew the written warning.

9 Q. Now at or about this time,  
10 February 22nd, 23rd, Mr. Andriesz was  
11 complaining that these acts constituted  
12 retaliation, the administrative leave  
13 and the oral and written warning,  
14 correct?

15 A. Yes, he was.

16 Q. And at or about this time you had  
17 a discussion with him, did you not, in  
18 which Mr. Andriesz told you that the  
19 retaliation had to stop, correct?

20 A. Yes.

21 Q. And at that point in time he also  
22 told you that if it didn't stop, he  
23 would go to the SEC, and he explained to  
24 you that he knew how to go to the SEC,  
25 correct?



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1 Dreste - Direct - Mr. Brickman

2 A. I don't remember that.

3 Q. Are you aware that Mr. Andriesz  
4 had his lawyer write a whistleblower  
5 complaint letter to Mr. Popok,  
6 P-O-P-O-K?

7 A. No.

8 Q. You were never aware of that  
9 letter?

10 A. I don't recall that specifically,  
11 sir.

12 Q. Do you recall it generally?

13 A. No.

14 Q. Do you know who a person named  
15 Reece Brown is?

16 A. I do not.

17 Q. Do you know Eaton Brown  
18 consultancy.com is?

19 A. I do not.

20 MR. BRICKMAN: Looking if we  
21 could at Exhibit 251. And this is  
22 the transmittal of a May 9, 2016  
23 whistleblower complaint by Simon  
24 Andriesz from his attorney to  
25 Mr. Popok. You can scroll down.



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1 Dreste - Direct - Mr. Brickman

2 Q. Does this refresh your  
3 recollection as to whether or not you  
4 had ever seen this?

5 A. I don't recall this, to be honest  
6 with you, sir.

7 Q. Did Mr. Popok ever contact you  
8 with respect to a whistleblower  
9 complaint by Simon Andriesz?

10 A. Perhaps. I just don't  
11 specifically remember this.

12 Q. Do you know if Mr. Popok ever  
13 asked you to investigate any of the  
14 allegations that Mr. Andriesz' attorney  
15 was making?

16 A. I don't know. I was not -- I  
17 don't remember this.

18 Q. I want to, I want to bring your  
19 attention to.

20 Are you aware of whether or not  
21 Mr. Andriesz ever received a  
22 whistleblower award from the CFTC?

23 A. I do not know. I am not aware.

24 Q. I want to bring your attention --  
25 I'm jumping way ahead to the 2016



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1 Dreste - Direct - Mr. Brickman

2 A F T E R N O O N S E S S I O N

3 (1:33 P.M.)

4 THE CHAIRMAN: Thank you very  
5 much.

6 Ms. Dreste, are you ready to  
7 resume?

8 THE WITNESS: Yes, sir.

9 THE CHAIRMAN: Mr. Brickman, the  
10 witness is yours.

11 MR. BRICKMAN: You're all going  
12 to regret giving me a break because  
13 I'm not sure I've been able to  
14 condense it, but let me try.

15 PATRICIA DRESTE, resumed, having  
16 been previously duly sworn, was  
17 examined and testified further, as  
18 follows:

19 DIRECT EXAMINATION

20 BY MR. BRICKMAN (CONTINUED):

21 Q. Ms. Dreste, do you know whether  
22 or not when Mr. Pauta was at Littler, he  
23 represented school boards and school  
24 districts?

25 A. I have no idea.



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1 Dreste - Direct - Mr. Brickman

2 Q. Did you ask Mr. Pauta the  
3 circumstances under which he met or  
4 worked with Dr. Solomon?

5 MS. CARDENAS: Objection.

6 Ms. Dreste, you can answer yes or  
7 no.

8 A. No.

9 Q. There came a time, did there not,  
10 Ms. Dreste, when Mr. Andriesz told you  
11 that if Mr. Aubin was allowed to  
12 continue his management style, that  
13 someone was going to die? Do you recall  
14 that conversation?

15 A. Yes, sir.

16 Q. And subsequent to him telling you  
17 that, it's a fact, is it not, that at  
18 least two people under Mr. Aubin's  
19 supervision committed suicide; is that  
20 correct?

21 A. I did not know that.

22 Q. All right. Just one question  
23 about the October time frame of 2016. I  
24 had asked you earlier if in the February  
25 time frame Mr. Andriesz had told you



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1           Dreste - Direct - Mr. Brickman  
2           that, if this continued, he was going to  
3           go to the SEC, and you testified you  
4           didn't recall that, correct?

5           A.       Correct.

6           Q.       In October of 2016, late October,  
7           early November of 2016, isn't it a fact  
8           that Mr. Aubin -- Mr. Andriesz told you  
9           that since what he viewed as the  
10          harassment and retaliation had  
11          continued, he was in fact going to go to  
12          the SEC?

13          A.       I don't recall that. He may have  
14          threatened to go to the SEC. I didn't  
15          know if he did or not.

16          Q.       All right.

17                 MR. BRICKMAN: Turning if we  
18                 could to 349. We're just trying to  
19                 get our technology back. Now --

20                 MS. CARDENAS: It's still just  
21                 the list.

22                 MR. BRICKMAN: Okay, try again.  
23                 Now good?

24                 MS. CARDENAS: Yes, you're good.

25                 MR. LEONARD: Thank you.



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1 Dreste - Direct - Mr. Brickman

2 Q. We had looked at 348 which was a  
3 December 7, 2016 email from Mr. Andriesz  
4 to you asking a number of questions and  
5 asking for your response.

6 This is a letter you wrote to  
7 Mr. Andriesz, an email, I'm sorry, and  
8 overnight, of December 8th, correct?

9 A. Mm-hmm.

10 Q. Did you have any help writing  
11 this email?

12 A. I worked with my employment  
13 attorneys.

14 Q. Your first sentence says, "I  
15 write, in part, to respond to your  
16 December 6, 2016 email to me."

17 You're referring, are you not, to  
18 the December 7th email, correct?

19 A. Sorry, would you repeat that.  
20 Someone just distracted me.

21 Q. It says "I write, in part, to  
22 respond to your December 6, 2016 email  
23 to me." That's the first line. But in  
24 fact, Mr. Andriesz' email was December  
25 7th, correct?



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